

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:)	Group Art Unit: 1634
)	
North)	Examiner: Pohnert, Steven
)	
Serial No.: 10/527,831)	Confirmation No.: 1014
)	
Filed: January 9, 2006)	<u>EXAMINER INTERVIEW SUMMARY</u>
)	
Atty. File No.: 5517-19)	
)	Electronically Filed
For: ACTN3 GENOTYPE)	
SCREEN FOR ATHLETIC)	
PERFORMANCE)	

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

Dear Sir:

On February 4, 2009, the undersigned attorney had an Examiner's interview with Examiner Steven C. Pohnert. During the course of the interview, the rejection under 35 U.S.C. § 101 was discussed along with proposed amendments suggested by applicant's attorney for overcoming the rejection. Although the Examiner suggested that the proposed amendments would appear to overcome the rejection, the Examiner noted that specific claim language would have to be reviewed upon submission of an amendment.

Respectfully submitted,

SHERIDAN ROSS P.C.

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Date: February 16, 2009